IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY SIXTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

-

WRIT PETITION NO : 19383 of 2004

Between:

Anil Vikram Kamalla S/o.Bala Sundaram K
R/o.H.No.6-3-252/3, Erramanzil Colony, Hyderabad.

..... PETITIONER

AND

Osmania University Represented by its Registrar, Hyderabad.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of Mandamus declaring the action of the respondent in not permitting the petitioner to attend the fourth year first semester classes of B.E. (Civil) and appearing for the B.E. (Civil) fourth year first semester examinations and complete the course with his Hall Ticket No.5-99-0019 as illegal, unconstitutional and violative of Article 14, 16 and 21 of the Constitution of India and consequently direct the respondent to permit the petitioner to attend the fourth year first semester classes of B.E.(Civil) course and appear for the B.E (Civil) fourth year first semester examinations.

Counsel for the Petitioner:MR.K.RAMAKANTH REDDY

Counsel for the Respondent: MR.DEEPAK BHATTACHARJEE

The Court at the stage of admission made the following ORDER:

The learned counsel for the petitioner fairly concedes that similar writ petition in WP.No.17509 of 2004 had been dismissed by this Court on 29-09-2004. In the said writ petition, this Court held as follows:

> "*As per rules issued for promotion of students from III year to IV year, a candidate necessarily has to clear more than 50% of the backlogs in III year. Admittedly, petitioner has cleared only 8 backlogs out of 16 in III year and in II year, there are three more backlogs left and total put together comes to (11) backlogs, which is more than 50% of the total subjects in III year. In view of the same, petitioner is not eligible for promotion to IV year first semester nor is entitled to appear for the first semester examination*
> *de hors the rules".*

In view of the same, petitioner is not entitled to attend the fourth year classes of B.E. and also examinations, which is contrary to Rules.

Hence, I see no grounds to entertain the present writ petition and it is accordingly dismissed. No costs.

26th OCTOBER, 2004.

Kvni

To

1. The Registrar, Osmania University, Hyderabad.
2. Two CD copies.